



**NORTH CAROLINA BOARD OF ETHICS**  
1324 MAIL SERVICE CENTER  
RALEIGH, NC 27699-1324  
WWW.DOA.STATE.NC.US/DOA/ETHICS

**GEORGE F. BASON**  
CHAIRMAN

**PERRY Y. NEWSON**  
EXECUTIVE DIRECTOR

April 28, 2005

The Honorable Marc Basnight  
President Pro Tempore of the Senate  
NC General Assembly  
Raleigh, North Carolina 27603

Re: Evaluation of Statement of Economic Interest filed by  
**Philip L. Penny, Wireless 911 Board**

Dear Senator Basnight:

In accordance with Section 5(b) of Executive Order Number One ("the Order"), we have completed our evaluation of the statement of economic interest mentioned above.

**We did not find an actual conflict of interest. We did find the potential for conflict of interest.**

Mr. Penny is the Director of the City of Raleigh's Emergency 911 Center. He indicates that the 911 Center receives funding from the wireless surcharge. Thus, Mr. Penny has the potential for conflict of interest and should exercise appropriate caution while performing his official duties.

The Wireless 911 Board is charged with developing and regulating a wireless enhanced 911 system for the use of cellular, personal communications service, and other wireless telephone customers.

Section 7 of the Order mandates that public officials perform their duties in a manner to promote the best interests of the public. Because conflicts of interest may arise while performing their public duties, public officials should make a due and diligent effort to determine whether they have a conflict of interest before taking any action that could have an impact on their own financial, familial, or personal interests.

We are sending a copy of this letter to the Chairman of the Board with the request that our findings be recorded in the Board's minutes in accordance with section 6 (c) of the Order.

Sincerely,

A handwritten signature in dark ink, appearing to read "Perry Y. Newson", is written over a horizontal line.

**Perry Y. Newson**  
Executive Director

cc: Mr. Philip L. Penny  
Chairman of the Board